

To: Burdick, Melanie[Burdick.Melanie@epa.gov]
From: Douglas G. Cox
Sent: Wed 10/5/2016 3:26:18 PM
Subject: RE: EPA letter responding to Aquila Back 40 Michigan wetlands application

Good Morning Melanie, Do you have a copy of the USACE comment letter and a contact person there?

-----Original Message-----

From: Burdick, Melanie [mailto:Burdick.Melanie@epa.gov]
 Sent: Tuesday, October 04, 2016 11:33 AM
 To: Douglas G. Cox
 Subject: RE: EPA letter responding to Aquila Back 40 Michigan wetlands application

See attached.

-----Original Message-----

From: Douglas G. Cox [mailto:dgc Cox@mitw.org]
 Sent: Tuesday, October 04, 2016 10:32 AM
 To: Burdick, Melanie <Burdick.Melanie@epa.gov>
 Subject: RE: EPA letter responding to Aquila Back 40 Michigan wetlands application

Hi Melanie, could you please send me the August 26 Comment Letter that is referenced in the September 22nd Aquila letter.

Doug

-----Original Message-----

From: Burdick, Melanie [mailto:Burdick.Melanie@epa.gov]
 Sent: Tuesday, October 04, 2016 8:29 AM
 To: Douglas G. Cox
 Subject: RE: EPA letter responding to Aquila Back 40 Michigan wetlands application

She mentioned it to me, but in this case, we did not need to consider if the project required federal review because of 3(g) since it met the threshold based on being a major discharge under 3(b).
 What part of 3(g) do you see this site fitting into?

-Melanie

-----Original Message-----

From: Douglas G. Cox [mailto:dgc Cox@mitw.org]
 Sent: Tuesday, October 04, 2016 8:16 AM
 To: Burdick, Melanie <Burdick.Melanie@epa.gov>
 Subject: RE: EPA letter responding to Aquila Back 40 Michigan wetlands application

Ok thanks Melanie, did you discuss the application of the provision in the EPA/DEQ MOA under section 3(g) at all? I know she told me she was looking into it, but I hadn't heard anything as of yet.
 Doug

-----Original Message-----

From: Burdick, Melanie [mailto:Burdick.Melanie@epa.gov]
 Sent: Monday, October 03, 2016 10:57 AM
 To: Douglas G. Cox
 Subject: RE: EPA letter responding to Aquila Back 40 Michigan wetlands application

Hi Doug,

Barbara Wester mentioned that you had some questions about EPA's review of the Aquila wetlands permit. Federal review was initiated based on the size of the wetland impact (over an acre). The most recent update from the MDEQ is that Aquila has withdrawn their wetlands permit (see attached letter). When MDEQ public notices the new permit application, EPA will review it as a new application and will have 90 days to provide comments to MDEQ.

Feel free to contact me directly (phone or e-mail) if you have any questions about the wetlands permitting process for the proposed Back Forty Mine,

Melanie Burdick
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